

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

LAEL AND SCOTT ROGERS

卷之三

Plaintiff,

VS.

CIVIL ACTION NO. 3:17-cv-455-M

ALLSTATE VEHICLE AND  
PROPERTY INSURANCE COMPANY

(JURY)

Defendant.

**JOINT STIPULATION OF DISMISSAL WITH PREJUDICE**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

COME NOW, Plaintiffs Lael and Scott Rogers and Defendant Allstate Vehicle and Property Insurance Company and file this Joint Stipulation of Dismissal With Prejudice under Federal Rule of Civil Procedure 41(a)(1)(ii) and in support thereof would show the Court as follows:

1. Plaintiffs are Lael and Scott Rogers. Defendant is Allstate Vehicle and Property Insurance Company.
2. Plaintiffs filed suit against Defendant for damages under a homeowners' policy arising out of damages which occurred on July 15, 2016.
4. Plaintiffs and Defendant have reached a compromise and settlement regarding the claims in this lawsuit. As a result, Plaintiffs desire to dismiss with prejudice all claims and causes of action asserted against Defendant. Both Plaintiffs and Defendant agree to this dismissal with prejudice.
5. This case is not a class action.
6. A receiver has not been appointed in this action.

7. This case is not governed by any federal statute that requires an order of the court for dismissal of the case.
8. Plaintiffs have not dismissed an action based on or including the same claims as those presented in this suit.
9. This dismissal is requested to be with prejudice as to Defendant Allstate Vehicle and Property Insurance Company.

Respectfully submitted,

**McCLENNY MOSELEY & ASSOCIATES**

/s/ James M. McClenney

James M. McClenney  
State Bar. 24091857  
411 N. Sam Houston Pkwy. E., Ste. 200  
Houston, Texas 77060  
Phone: 713-334-6121  
Fax: 713-322-5953  
[james@mma-pllc.com](mailto:james@mma-pllc.com)

**ATTORNEY FOR PLAINTIFFS**

AND

**STACY | CONDER | ALLEN LLP**

By: /s/ - David G. Allen

David G. Allen  
State Bar No. 00786972  
[allen@stacyconder.com](mailto:allen@stacyconder.com)  
901 Main Street, Suite 6200  
Dallas, Texas 75202  
(214) 748-5000  
(214) 748-1421 (fax)

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

On May 23, 2018 I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all parties of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

*/s/ - David G. Allen*

David G. Allen

608262

**CERTIFICATE OF SERVICE**

On April 10, 2018 I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all parties of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

*/s/ - David G. Allen*

David G. Allen

DGA/PLDG/602962.1/000003.16993